

# **GROUP EXHIBIT 1**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS,  
EASTERN DIVISION**

Protect Our Parks, Inc.; Charlotte Adelman;	)	
Maria Valencia and Jeremiah Jurevis;	)	No. 18-cv-03424
Plaintiffs,	)	
v.	)	Honorable John Robert Blakey
	)	
Chicago Park District and City of Chicago,	)	Jury Demanded
Defendants.	)	

**PLAINTIFFS' FIRST REQUEST TO PRODUCE TO CITY OF CHICAGO**

Now come the Plaintiffs, Protect Our Parks, Inc.; Charlotte Adelman; Maria Valencia and Jeremiah Jurevis, through their undersigned attorneys, and pursuant to Rule 34 of the Federal Rules of Civil Procedure request that the Defendant, City of Chicago, produce the following documents, electronically stored information and tangible things at the law offices of Roth Fioretti, CCL 311 S. Wacker Drive, Suite 2470, Chicago Illinois within 30 days from service of this Request to Produce.

**DEFINITIONS**

For purposes of this Request to Produce, the following definitions shall apply unless otherwise specifically indicated:

1. The word "document" shall mean any written or graphic matter or other means of preserving thought or expression, and all tangible things from which information can be processed or transcribed, including, but not limited to, correspondence, memoranda, notes, messages, letters, electronic mail (emails), facsimiles, telegrams, teletyped messages, bulletins, diaries, chronological data, minutes, books, reports, charts, ledgers, invoices, worksheets, receipts, computer printouts, schedules, affidavits, contracts, transcripts, surveys, graphic representations of any kind, photographs, graphs, microfilm, video tapes, tape recordings, motion pictures or other film and all electronically stored information.
2. "Person" means any natural person or any legal entity, including, but not limited to, a corporation, partnership and unincorporated association, and any officer, director, employee, agent or other person acting or purporting to act on its behalf.
3. "And" and "or" shall be construed disjunctively or conjunctively as necessary in order to bring within the scope of each request all documents which might otherwise be construed to be outside its scope.

4. "Each" includes both "each" and "every."
5. The singular and masculine gender shall, respectively, include the plural and feminine gender, and vice versa.
6. "Relating to," "relates to," and "regarding" mean, without limitation, relating to, concerning, constituting, mentioning, referring to, describing, summarizing, evidencing, listing, relevant to, demonstrating, tending to prove or disprove, or explain.
7. "Communication" or "communications" includes, without limitation, in-person or telephone conversations, facsimiles, letters, electronic mail (email), telegrams, telexes, text messages, tapes or other sound recordings, or other means of transmitting information from one source to another.
8. "Foundation" shall mean the Obama Foundation, and all other persons acting or purporting to act on behalf of the Obama Foundation.
9. "City of Chicago" shall mean the City of Chicago, a municipal corporation, and shall include City departments, including but not limited to the Department of Planning and Development, the Chicago Department of Transportation and the Office of the Mayor and all other persons acting or purporting to act on behalf of the City.
10. "Chicago Park District" shall mean the Chicago Park District, and all other persons acting or purporting to act on behalf of the Chicago Park District.
11. "OPC" shall mean a presidential center proposed by the Foundation.
12. "OPC Site" shall mean the site for the Obama Presidential Center as defined in the 2018 Ordinance.
13. "UofC" shall mean the University of Chicago.
14. "UIC" shall mean the University of Illinois at Chicago.
15. "RFP" shall mean the Foundation's Request for Proposal issued on or about September 15, 2014 related to the OPC.
16. "Bid Package" shall mean any proposal submitted by the University of Chicago or the University of Illinois at Chicago in response to the RFP.
17. "UPARR" shall mean the Urban Park and Recreation Recovery Act.
18. "2015 Ordinance" shall mean the City of Chicago Ordinance attached to Plaintiff's Complaint as Exhibit A.
19. "2018 Ordinance" shall mean the proposed Ordinance attached hereto as Exhibit B.

20. “Environmental Agreement” means the Environmental Remediation and Indemnity Agreement attached as Exhibit F to the 2018 Ordinance.
21. “Washington Park Site” shall mean the location in the northwest portion of Washington Park proposed by the University of Chicago as a potential site for the OPC, as identified in the City’s January 2015 Ordinance.
22. “South Shore Cultural Center Site” shall mean the location described as “a location near the South Shore Cultural Center in Jackson Park in the City’s January 2015 Ordinance.
23. “Museum Act” means the Illinois Park District Aquarium and Museum Act, 70 ILCS 1290/0.01 *et seq.*
24. “Amendment to Museum Act” means the amendments to the Museum Act enacted in the year 2016, and referenced in Plaintiff’s Complaint.
25. “NPS” means National Park Service.
26. “FHA” means the Federal Highway Administration.
27. “SHPO” means the Illinois Historic Preservation Office.

### **REQUEST FOR PRODUCTION**

Produce all of the following documents and tangible things in your possession, custody or control related to:

1. Any financial and/or economic analysis relating to locating the OPC at any site in Chicago.
2. Any and all documents related to any analysis related to costs and expenses to the public regarding locating the OPC on the OPC Site.
3. Any and all documents related to any analysis discussing the public or private benefits to any private person or entity, regarding locating the OPC on the OPC Site.
4. Any and all documents related to any analysis of benefits to the Foundation as a result of locating the OPC at the OPC Site.
5. Any and all documents related to any analysis of benefits to the Foundation as a result of locating the OPC at any location in Chicago other than the OPC Site.
6. Any and all documents related to any analysis related to costs and expenses to the public regarding locating the OPC on the Washington Park Site.
7. Any and all documents related to any analysis, including but not limited to public or private benefits to any private person or entity, regarding locating the OPC on the Washington Park Site.
8. Any and all documents related to any analysis related to costs and expenses to the public regarding locating the OPC on the South Shore Cultural Center Site.

9. Any and all documents related to any analysis, including but not limited to public or private benefits, regarding locating the OPC on the South Shore Cultural Center Site
10. Any and all documents related to any analysis related to costs and expenses to the public regarding locating the OPC on a site in Chicago other than those referenced in Requests 2 to 9 inclusive.
11. Any and all documents related to any analysis, including but not limited to public or private benefits to any private person or entity, regarding locating the OPC on a site in Chicago other than those referenced in Requests 2-9.
12. Any and all documents related to the change of boundaries of the OPC Site from the original location proposed in the 2015 Ordinance to the OPC Site.
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27. Any and all documents related to any analysis or study related to environmental or other remediation necessary to accommodate the OPC on the OPC Site.
28. Any and all documents related to the City's incremental costs of remediating the OPC Site as referenced in the Environmental Agreement.

29. Any and all documents related to soil tests related to the OPC Site from January 2014 to the present.
30. Any and all documents related to soil tests related to the Washington Park Site from January 2014 to the present.
31. Any and all documents related to the Foundation's concerns regarding the City's lack of control over proposed park sites, as referenced on page 2 of the 2015 Ordinance.
32. Any and all documents related to real property designated as a replacement parkland as a result of locating any buildings on the OPC Site.
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34. Any and all documents related to the UPARR grant agreement from 1980 in the amount of \$125,200, as referenced on page 9 of the 2018 Ordinance.
35. Any and all documents related to the UPARR grant agreement from 1981 in the amount of \$135,870. As reference on page 9 of the 2018 Ordinance.
36. Any and all documents related to any other UPARR grant agreements regarding land in Jackson Park, other than those referenced in Requests 2 and 3, above.
37. Any and all documents related to the City requesting that the NPS approve amendments to the UPARR grant agreements to remove the grant conditions from the footprint of the Museum, Library and Forum Buildings on the OPC Site, and to transfer those conditions to another location, as stated in the 2018 Ordinance.
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40. Any and all documents related to reviews by the FHA related to the OPC Site.
41. Any and all documents related to roadway closures as a result of locating the OPC at the OPC Site, including but not limited to the economic impact and the impact on traffic.
42. Any and all documents related to roadway closures as a result of locating the OPC at any location in Chicago, other than the OPC Site, including but not limited to the economic impact and the impact on traffic.
43. Any and all documents related to the Foundation paying real estate taxes related to the Obama Center.
44. Any and all documents related to the fair market value of the land to be dedicated for use of the OPC Site.
45. Any and all documents related to the Department of Homeland Security providing security for the OPC.
46. Any and all documents related to the reason why the 2018 Ordinance proposed a "Use Agreement," as opposed to a lease referenced in the 2015 Ordinance.
47. Any and all documents related to the RFP.
48. Any and all documents related to the UofC's responses to the RFP.

49. Any and all documents related to the UIC's response to the RFP.
50. Any and all Bid Packages.
51. All documents, including but not limited to communications, between the City and the Foundation regarding the OPC.
52. All documents, including but not limited to communications, between the City and the UofC regarding the OPC.
53. All documents, including but not limited to communications, between the City and the Park District regarding the OPC.

Respectfully submitted,

/s/ Mark D. Roth

Mark D. Roth

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Mark Roth  
Robert Fioretti  
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[rwfchicago@yahoo.com](mailto:rwfchicago@yahoo.com)

### **PROOF OF SERVICE**

I, Mark Roth, an attorney, certify that I served the **Plaintiffs' First Request To Produce to the City of Chicago** by email transmission from [mark@rothfioretti.com](mailto:mark@rothfioretti.com) to the following persons at their email addresses shown below on or before 5:00 pm. on October 23, 2018.

**Richard W. Burke, -**  
Burke, Warren, MacKay & Serritella, P.C.  
330 North Wabash Avenue  
22nd Floor

representing

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(*Defendant*)

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representing City Of Chicago  
(Defendant)

**Susan M. Horner**

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(Defendant)

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(Defendant)

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/s/Mark Roth  
Mark Roth

Mark Roth  
Roth Fioretti LLC  
Attorney No. 37547  
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mark@rothfioretti.com

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS,  
EASTERN DIVISION**

Protect Our Parks, Inc.; Charlotte Adelman;	)	
Maria Valencia and Jeremiah Jurevis;	)	No. 18-cv-03424
Plaintiffs,	)	
v.	)	Honorable John Robert Blakey
	)	
Chicago Park District and City of Chicago,	)	Jury Demanded
Defendants.	)	

**PLAINTIFFS' FIRST SET OF INTERROGATORIES TO CHICAGO PARK DISTRICT**

Now come the Plaintiffs, Protect Our Parks, Inc.; Charlotte Adelman; Maria Valencia and Jeremiah Jurevis, through their undersigned attorneys, and pursuant to Rule 33 of the Federal Rules of Civil Procedure request that the Defendant, Chicago Park District, answer the following Interrogatories within 30 days from service of this Plaintiffs' First Set Of Interrogatories To Chicago Park District.

**DEFINITIONS**

The term "person" refers to both natural persons and to corporate or other business entities, whether or not in the employ of the Chicago Park District.

To "identify a person" means to state the person's name, business address and telephone number and, additionally, in the case of a natural person, his home address, employer, present occupation, job title and telephone number.

"You" or "yours" shall mean the Chicago Park District.

### **INTERROGATORIES**

1. Identify by name, title, address and telephone number, all persons answering these interrogatories.

**ANSWER:**

2. Identify all evidence you intend to introduce at any hearing or trial in this case, including but not limited to the names, addresses and last known addresses of all witnesses, the expected testimony of such witnesses and a description of all documents you intend to present into evidence.

**ANSWER:**

3. Identify each person whom you believe has knowledge regarding the allegations contained in Plaintiff's Complaint, or your Answer and Affirmative Defenses to the Complaint, and state the nature, scope and extent of each such person's knowledge.

**ANSWER:**

4. Identify each person, including each and every expert or potential expert, that you have contacted regarding any of the matters that are or may be at issue based upon any of the allegations or defenses included in the Plaintiff's Complaint or your Answer and Affirmative Defenses to the Complaint, and, with respect to each such person:

- a. Identify and describe the nature, scope and extent of each such person's knowledge;
- b. Identify each opinion, comment and/or communication made by or to that person regarding any of the matters that are or may be at issue in this litigation;
- c. State the basis for each such opinion and/or communication referenced in subpart b hereof;

- d. If that person is expected to testify in this matter, state the substance of that person's testimony;
- e. Identify all written reports or memoranda which that person prepared in connection with this case;
- f. Attach to your interrogatory answers copies of any written reports prepared in connection with this case;
- g. For all matters in which such person has given testimony in the last 10 years, identify the case name, case number, court where the action was/is pending, and the substance of that person's testimony and opinions; and
- h. Identify all articles, books, literature and other publications or papers on which that person will rely in connection with this case.

**ANSWER:**

Respectfully submitted,

/s/ Mark D. Roth

Mark D. Roth

Roth Fioretti, LLC  
Mark Roth  
Robert Fioretti  
311 S. Wacker Drive  
Suite 2470  
Chicago, IL 60606  
Phone: (312) 922-6262  
Fax: (312) 922-7747  
Email: [mark@rothfioretti.com](mailto:mark@rothfioretti.com)  
[rwfchicago@yahoo.com](mailto:rwfchicago@yahoo.com)

**PROOF OF SERVICE**

I, Mark Roth, an attorney, certify that I served the **Plaintiffs' First Set Of Interrogatories To Chicago Park District** by email transmission from [mark@rothfioretti.com](mailto:mark@rothfioretti.com) to the following persons at their email addresses shown below on or before 5:00 pm. on October 23, 2018.

**Richard W. Burke, -**

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/s/Mark Roth  
Mark Roth

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Roth Fioretti LLC  
Attorney No. 37547  
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41. Any and all documents related to roadway closures as a result of locating the OPC at the OPC Site, including but not limited to the economic impact and the impact on traffic.
42. Any and all documents related to roadway closures as a result of locating the OPC at any location in Chicago, other than the OPC Site, including but not limited to the economic impact and the impact on traffic.
43. Any and all documents related to the Foundation paying real estate taxes related to the Obama Center.
44. Any and all documents related to the fair market value of the land to be dedicated for use of the OPC Site.
45. Any and all documents related to the Department of Homeland Security providing security for the OPC.
46. Any and all documents related to the reason why the 2018 Ordinance proposed a "Use Agreement," as opposed to a lease referenced in the 2015 Ordinance.
47. Any and all documents related to the RFP.
48. Any and all documents related to the UofC's responses to the RFP.

49. Any and all documents related to the UIC's response to the RFP.
50. Any and all Bid Packages.
51. All documents, including but not limited to communications, between the Park District and the Foundation regarding the OPC.
52. All documents, including but not limited to communications, between the Park District and the UofC regarding the OPC.
53. All documents, including but not limited to communications, between the Park District and the City regarding the OPC.

Respectfully submitted,

/s/ Mark D. Roth

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### **PROOF OF SERVICE**

I, Mark Roth, an attorney, certify that I served the **Plaintiffs' First Request To Produce to the Chicago Park District** by email transmission from [mark@rothfioretti.com](mailto:mark@rothfioretti.com) to the following persons at their email addresses shown below on or before 5:00 pm. on October 23, 2018.

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/s/Mark Roth  
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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS,  
EASTERN DIVISION**

Protect Our Parks, Inc.; Charlotte Adelman;	)	
Maria Valencia and Jeremiah Jurevis;	)	No. 18-cv-03424
Plaintiffs,	)	
v.	)	Honorable John Robert Blakey
	)	
Chicago Park District and City of Chicago,	)	Jury Demanded
Defendants.	)	

**PLAINTIFFS' FIRST SET OF INTERROGATORIES TO CITY OF CHICAGO**

Now come the Plaintiffs, Protect Our Parks, Inc.; Charlotte Adelman; Maria Valencia and Jeremiah Jurevis, through their undersigned attorneys, and pursuant to Rule 33 of the Federal Rules of Civil Procedure request that the Defendant, City of Chicago, answer the following Interrogatories within 30 days from service of this Plaintiffs' First Set Of Interrogatories To City Of Chicago.

**DEFINITIONS**

The term "person" refers to both natural persons and to corporate or other business entities, whether or not in the employ of the City of Chicago.

To "identify a person" means to state the person's name, business address and telephone number and, additionally, in the case of a natural person, his home address, employer, present occupation, job title and telephone number.

"You" or "yours" shall mean the City of Chicago.



### **INTERROGATORIES**

1. Identify by name, title, address and telephone number, all persons answering these interrogatories.

**ANSWER:**

2. Identify all evidence you intend to introduce at any hearing or trial in this case, including but not limited to the names, addresses and last known addresses of all witnesses, the expected testimony of such witnesses and a description of all documents you intend to present into evidence.

**ANSWER:**

3. Identify each person whom you believe has knowledge regarding the allegations contained in Plaintiff's Complaint, or your Answer and Affirmative Defenses to the Complaint, and state the nature, scope and extent of each such person's knowledge.

**ANSWER:**

4. Identify each person, including each and every expert or potential expert, that you have contacted regarding any of the matters that are or may be at issue based upon any of the allegations or defenses included in the Plaintiff's Complaint or your Answer and Affirmative Defenses to the Complaint, and, with respect to each such person:

- a. Identify and describe the nature, scope and extent of each such person's knowledge;
- b. Identify each opinion, comment and/or communication made by or to that person regarding any of the matters that are or may be at issue in this litigation;
- c. State the basis for each such opinion and/or communication referenced in subpart b hereof;

- d. If that person is expected to testify in this matter, state the substance of that person's testimony;
- e. Identify all written reports or memoranda which that person prepared in connection with this case;
- f. Attach to your interrogatory answers copies of any written reports prepared in connection with this case;
- g. For all matters in which such person has given testimony in the last 10 years, identify the case name, case number, court where the action was/is pending, and the substance of that person's testimony and opinions; and
- h. Identify all articles, books, literature and other publications or papers on which that person will rely in connection with this case.

**ANSWER:**

Respectfully submitted,

/s/ Mark D. Roth

Mark D. Roth

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**PROOF OF SERVICE**

I, Mark Roth, an attorney, certify that I served the **Plaintiffs' First Set Of Interrogatories To City Of Chicago** by email transmission from mark@rothfioretti.com to the following persons at their email addresses shown below on or before 5:00 pm. on October 23, 2018.

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